

[These are all proposed additions. Normal typeface is an addition.]

Chapter 17.10 DEFINITIONS

Amend Chapter 17.10 include the following definitions:

17.10.0-- Marijuana Processing

“Marijuana processing” means converting harvested marijuana into useable marijuana and marijuana-infused products by any person or entity that holds a valid marijuana processor license issued by the Washington State Liquor Control Board under WAC 314-55-077 as now in effect or hereafter amended.

17.10.0-- Marijuana Processing, Type 1

“Type 1 Marijuana Processing” means marijuana processing as provided under WAC 314-55-077 that is limited to drying, curing, trimming, and packaging marijuana for retail sale.

17.10.0-- Marijuana Processing, Type 2

“Type 2 Marijuana Processing” means marijuana processing as provided under WAC 314-55-077 that extracts concentrates, infuses products, or involves the mechanical and/or chemical processing in addition to or instead of drying, curing, trimming, and packaging for retail sale.

17.10.0-- Marijuana Production

“Marijuana production” means the growing and wholesaling of marijuana by any person or entity that holds a valid license issued by the Washington State Liquor Control Board under WAC 314-55-075 as now in effect or hereafter amended.

17.10.0-- Marijuana Retailer

“Marijuana retailer” means a retail outlet that sells useable marijuana, marijuana-infused products, and marijuana paraphernalia and is owned by any person or entity that holds a valid marijuana retailer license issued by the Washington State Liquor Control Board under WAC 314-55-079 as now in effect or hereafter amended.

17.10.0-- Future Marijuana Uses

If any future marijuana activity regulated under Chapter 314-55 WAC, now or as hereafter amended or replaced, falls outside of the definitions of marijuana retailer, production, or processing herein, such activity shall be subject to this title’s provisions pertaining to marijuana uses to the extent possible.

Chapter 17.42 RURAL AREA ZONING SUMMARY

Amend Section 17.42.030, Table 1: Rural Area Land Use – LAMIRDS Zoning Summary, to add the following uses:

17.42.030 Land use summary – Local areas of more intensive rural development

Table 1: Rural Area Land Use - LAMIRDS Zoning Summary

Use Tier	Uses of Rural Area Lands	17.45 Small Town Mixed Use	17.50 Small Town Residential	17.55 Small Town Industrial	17.60 Crossroad Commercial	17.65 Freeway Commercial	17.95 Rural Residential Center/ Shoreline Residential
II	Type 1 marijuana processing	X	X	SUP	X	X	X
II	Type 2 marijuana processing	X	X	SUP	X	X	X
II	Marijuana production	X	X	SUP	X	X	X
II	Marijuana retailer	SUP	X	X	SUP	SUP	X

Amend Section 17.42.040, Table 2: Rural Area Land Use Zoning Summary, to add the following uses:

17.42.040 Rural area land use zoning summary

Table 2: Rural Area Land Use Zoning Summary

Use Tier	Use	R 1-5	R 1-10	R 1-20
II	Type 1 marijuana processing	SUP	SUP	SUP
II	Marijuana production	SUP	SUP	SUP

Chapter 17.75
RURAL AREA INDUSTRIAL (RAI)

Amend Chapter 17.75 to add Section 17.75.037, Special uses, to a section on special uses:

17.75.037 Special uses

The following uses may locate in the Rural Area Industrial district with a special use permit:

- (1) Marijuana production
- (2)** Type 1 marijuana processing

Chapter 17.30 RESOURCE LANDS

Amend Chapter 17.30, Article IV: Forest Resource Lands, to add a section on special uses:

17.30.475 Special Uses

The following uses may locate in privately owned Forest Resource Lands with a special use permit:

- (1) Marijuana production as defined under 17.10.0—
- (2) Type 1 marijuana processing as defined under 17.10.0—

Amend Chapter 17.30, Article V: Agricultural Resource Lands, to add a section on special uses:

17.30.635 Special Uses

The following uses may locate in privately owned Agricultural Resource Lands with a special use permit:

- (1) Marijuana production as defined under 17.10.0—
- (2) Type 1 marijuana processing as defined under 17.10.0—

Chapter 17.145
SUPPLEMENTAL REQUIREMENTS

Amend Chapter 17.145 to add Section 17.145.150, Development Standards for Marijuana Production and Processing

17.145.150 Development Standards for Marijuana Production and Processing

- (1) The location of all marijuana production and/or processing, including related structures, shall not be closer than 100 feet from any property line when not located in the Small Town Industrial and Rural Area Industrial districts.
- (2) No marijuana production and/or processing shall occur on parcels less than five-acres in area, except in the Small Town Industrial and Rural Area Industrial districts.
- (3) A special use permit for marijuana production and/or processing may require odor control measures to protect neighboring properties from potential odor nuisances.
- (4) No facility used for marijuana production and/or processing shall use permanent standby or portable power generators using combustible fuels as a sole source of electrical power, except during periods of power outages.
- (5) Any outside lighting proposed for marijuana production and/or processing, including security lighting shall have hoods and/or shields to prevent light transmission to neighboring properties.
- (6) The position of cameras required for surveillance systems for marijuana production and/or processing shall not intrude on the privacy of neighboring properties.
- (7) All structures serving marijuana production and/or processing shall conform to Title 15 of the Lewis County Code, except as provided under RCW 19.27.065.
- (8) All structures and uses serving production and/or processing of recreational marijuana shall conform to Title 8 of the Lewis County Code, pertaining to solid waste disposal, and to Chapter 8.40 LCC or Chapters 173-216, 173-218, or 173-303 WAC, as appropriate, pertaining to sewage or wastewater disposal.
- (9) The development of a marijuana producing and/or processing facility that will generate a liquid industrial waste shall address either:
 - the coordinated disposal with an existing municipal utility sewer treatment plant, or
 - a permitted tank storage and transport disposal offsite to a permitted facility , or
 - an on-site closed loop system along with treatment and waste characterization.

- (10) The development of a marijuana producing and/or processing facility shall implement a fully approved public water supply consistent with WAC 246-290 or Chapter 8.55 of the Lewis County Code.
- (11) All structures and uses serving marijuana production and/or processing shall conform to the licensing requirements of Chapter 5.20 of the Lewis County Code.
- (12) In addition to the buffer requirements stated WAC 314-55, marijuana production and/or processing shall not locate within one thousand feet of any hospital or any Family Home Child Care Center as defined in WAC 170.296A-1000. The distance shall be measured as the shortest straight-line distance from the property line of the marijuana production or processing facility to the property line of the hospital or Family Home Child Care Center.
- (13) A special use permit granted under Chapter 17.115 of this code for marijuana production and/or processing shall expire automatically if the Washington State Liquor Control Board revokes the facility's valid license issued under Chapter 314-55 of the Washington Administrative Code or if the facility's license under Chapter 5.20 of the Lewis County Code expires, is revoked, or ceases to be valid.

Amend Chapter 17.145 to add Section 17.145.160, Development Standards for Marijuana Retailers

17.145.160 Development Standards for Marijuana Retailers

- (1) External security lighting for marijuana retailers shall shield glare or light transmission to neighboring properties.
- (2) The position of cameras required for surveillance systems for marijuana retailers shall not intrude on the privacy of neighboring properties.
- (3) Marijuana retailers shall conform to Title 8 of the Lewis County Code, pertaining to solid waste disposal, and to Chapter 8.40 LCC or Chapters 173-216, 173-218, or 173-303 WAC, as appropriate, pertaining to sewage or wastewater disposal.
- (4) Marijuana retailers shall implement a fully approved public water supply if and to the extent required by WAC 246-290 and Chapter 8.55 of the Lewis County Code.
- (5) All structures and uses serving marijuana retail shall conform to Title 15 of the Lewis County Code, except as provided under RCW 19.27.065.
- (6) All structures and uses serving marijuana retail shall conform to the licensing requirements of Chapter 5.20 of the Lewis County Code.
- (7) Marijuana retailers shall not locate within one thousand feet of any hospital or any Family Home Child Care Center as defined in WAC 170.296A-1000. The distance shall be measured as the shortest straight-line distance from the property line of the marijuana retailer to the property line of the hospital or Family Home Child Care Center.

- (8) A special use permit granted under Chapter 17.115 of this code for a marijuana retailer shall expire automatically if the Washington State Liquor Control Board revokes the facility's valid license issued under Chapter 314-55 of the Washington Administrative Code or if the facility's license under Chapter 5.20 of the Lewis County Code expires, is revoked, or ceases to be valid.

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